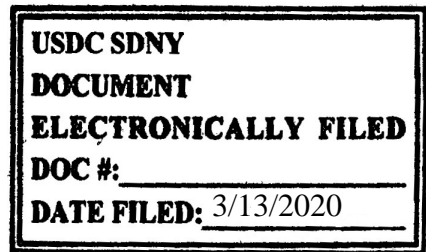




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**MEMO ENDORSED**

March 13, 2020

**VIA ECF**

Hon. Barbara Moses  
Daniel Patrick Moynihan Courthouse  
500 Pearl Street, Room 740  
New York, NY 10007

Application GRANTED. SO ORDERED.

Barbara Moses, U.S.M.J.  
March 13, 2020

**Re: Julian, et al. v. Metropolitan Life Insurance Co., No. 1:17-cv-00957-AJN-BCM**  
**Motion to Compel 30(b)(6) Designee on MetLife's ESI**

Dear Magistrate Judge Moses:

We write regarding Plaintiffs' request for a pre-motion conference to compel a 30(b)(6) designee on Defendant Metropolitan Life Insurance Company's ("MetLife") electronically stored information ("ESI"). Plaintiffs filed this request via letter motion on February 20, 2020, Dkt No. 107, and Defendant filed a response in opposition on February 25, 2020, Dkt. No. 110. On February 28, 2020, the Parties jointly informed the Court that they had agreed to further meet and confer on the issues raised in their letters in order to attempt to resolve their dispute without further need for court intervention. Dkt. No. 113. On March 5, 2020, the Parties informed the court that they were continuing their efforts to resolve their dispute. Dkt. No. 116.

Since then, the Parties have continued to meet and confer. Defendant's counsel has conducted interviews with potential 30(b)(6) designees and will provide Plaintiffs' counsel with written descriptions of certain systems about which Plaintiffs seek testimony. Plaintiffs will evaluate the written descriptions to determine whether at this stage of the proceedings, they need 30(b)(6) testimony on all of the ESI systems at issue. Unfortunately, due in part to counsel's schedules and complications relating to COVID-19, this process may take several weeks.

Accordingly, the Parties jointly request that the Court continue to hold Plaintiffs' motion, Dkt. No. 107, in abeyance, and not set a date for a pre-motion conference until April 6, 2020. The Parties intend to inform the Court by April 3, 2020 as to whether they have resolved their dispute.

Respectfully,

/s/ David H. Tracey

David H. Tracey  
SANFORD HEISLER SHARP LLP

/s/ Melissa C. Rodriguez

Melissa C. Rodriguez  
MORGAN, LEWIS & BOCKIUS

Hon. Barbara Moses

March 13, 2020

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